

United States Department of the Interior
Office of Hearings and Appeals
Hearings Division / OKC
215 Dean A. McGee, Suite 820
Oklahoma City, Oklahoma 73102-3423

BIG LAGOON RANCHERIA,)	CASE NO. HD/ISDA 99-7
Appellant,)	
)	
v.)	
)	
BUREAU OF INDIAN AFFAIRS,)	
Appellee.)	<u>ORDER OF DISMISSAL</u>

This matter was received as OHA-OKC January 4, 1999. Telephonic conferences relating to practical aspects of scheduling a hearing were immediately conducted, and an Order of Continuance issued that same day. On January 12, 1999, a Motion to Dismiss was received from Erica L.B. Niebauer, attorney for Appellee.

Appellee's Motion to Dismiss is predicated upon the government's withdrawal of notice of action regarding sanctions for non-compliance with the Single Audit Act. Because the government has withdrawn its notice of action, no issue requires resolution by the Office of Hearings and Appeals.

In this circumstance, dismissing the proceedings is appropriate.

IT IS THEREFORE, ORDERED that these proceedings be dismissed.

Done at Oklahoma City, Oklahoma this February 2, 1999.

Richard L. Reeh
Administrative Law Judge